

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

E. JOHN HOSCH, Individually;	:	
CENTRE EQUITIES, INC., a Georgia	:	
Corporation; and CHEROKEE	:	
INVESTMENTS, LLC, a Delaware	:	
Limited Liability Company,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	CIVIL ACTION FILE NO.:
	:	1:09-CV-001143-TWT
MICHAEL PROZER, Individually;	:	
XCHANGEAGENT, INC., a Florida	:	
Corporation; XA WORLDWIDE, INC.,	:	
a Florida Corporation; AA&M	:	
HOLDINGS, LLC, a Florida Limited	:	
Liability Company; and	:	
WACHOVIA BANK, N.A.,	:	
	:	
Defendants.	:	

**PLAINTIFFS' NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Plaintiffs, E. JOHN HOSCH, CENTRE EQUITIES, INC., and CHEROKEE INVESTMENTS, LLC, in accordance with Fed. R. Civ. Pro. § 41(a)(1), hereby dismiss their complaint, as amended, without prejudice. As of this date, none of the defendants have served an answer or motion for summary judgment in this matter.

This 29<sup>th</sup> day of September, 2009.

[SIGNATURE ON FOLLOWING PAGE]

Respectfully submitted,

**GRAY KING CHAMBERLIN &  
MARTINEAU LLC**

**/s/ William E. Gray II**

William E. (Bo) Gray II  
Georgia Bar No. 306460  
Dwight Chamberlin  
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WACHOVIA BANK, N.A.,	:	
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Defendants.	:	

**LOCAL RULE 7.1 COMPLIANCE CERTIFICATE**

Pursuant to L.R. 7.1D, this is to certify that the foregoing **PLAINTIFFS' NOTICE OF DISMISSAL WITHOUT PREJUDICE** complies with the font and point selections approved by the Court in L.R. 5.1B. The foregoing Notice was prepared on a computer using the Courier New font (12 point).

**GRAY KING CHAMBERLIN &  
MARTINEAU LLC**

**/s/ William E. Gray II**

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Georgia Bar No. 306460  
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	:	
Defendants.	:	

**CERTIFICATE OF SERVICE**

I hereby certify that I filed a true and correct copy of the foregoing **PLAINTIFFS' NOTICE OF DISMISSAL WITHOUT PREJUDICE** with the Clerk of Court for the United States District Court for the Northern District of Georgia - Atlanta Division via the CM/ECF system which will send notification of such filing to the following:

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This 29<sup>th</sup> day of September, 2009.

**GRAY KING CHAMBERLIN &  
MARTINEAU LLC**

**/s/ William E. Gray II**

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Georgia Bar No. 306460  
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